



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)

*The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.*

*This meeting will be televised live on Channel 6; repeated on 3/17/06 at 8 pm and 3/18/06 at 9 am*

### Monday, March 13, 2006

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Wenger)

### Tuesday, March 14, 2006

9:30 **INVOCATION** - Imam Daud Ahmad Hanif, Ahmadiya Movement in Islam, Inc., Silver Spring

9:35 **PRESENTATION** - Joint proclamation in recognition of March 13-17 as MS Awareness Week in Montgomery County by Council President Leventhal

9:45 **PRESENTATION** - Joint proclamation in recognition of William Hwang, Rahul Satija, and Nicholas Schmitz as recipients of the Rhodes Scholarship by Councilmember Floreen

#### 9:50 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: February 27, 2006 (Lauer)

#### (3) 9:55 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$4,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax revenues) (McMillan)

*Public Hearing/Action is scheduled for 3/28/06 at 1:30 pm.*

- B. **Introduction** - Resolution to increase the FY06 Monetary Cap on Payment in Lieu of Taxes (PILOT) Agreements (McMillan)

*PHED Committee worksession is tentatively scheduled for 4/26/06.*

(3) 9:55 **CONSENT CALENDAR** *(continued)*

- C. **Action** - Appointment of special counsel to provide legal services to the Board of Investment Trustees: Morgan, Lewis & Bockius, LLP (Faden)
- D. **Action** - Appointment of special counsel to provide legal services in a debt collection matter: Benson & Elkins-MacDonald, P.I. (Faden)
- E. **Action** - Resolution to endorse Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant to assist WorldSpace, Inc.'s relocation to Montgomery County (Ferber)
- F. **Action** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:
- 1) Department of Environmental Protection - \$968,000 for Montclair Manor Flood Mitigation (Source: Federal and State Aid) (Levchenko)  
*T&E Committee recommends approval.*
  - 2) Department of Public Works and Transportation - \$262,000 for Glen Echo Park (Source: Federal aid) (Sherer)  
*MFP Committee recommends approval.*
  - 3) Department of Police - \$1,190,000 for Vehicle Recovery Facility (Source: G.O. Bonds) (McMillan)  
*PS Committee recommends approval.*
  - 4) Department of Public Works and Transportation, Division of Solid Waste Services - \$7,211,000 for Transfer Station Improvements (Source: Solid Waste Disposal Fund) (Levchenko)  
*T&E Committee recommends approval with amendments.*
- G. **Action** - Resolution to approve the abandonment of an Alley in Block D in the Silver Spring CBD (Orlin)

(4) 10:00 **ACTION - Proposed Uses of One-Time FY06 Revenue** (Source: Current Revenue): (Farber)

- A. Special appropriations to the Housing Opportunities Commission's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Healy)
- B. Special appropriations to Montgomery College's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Sherer)
- C. Special appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Sherer)

(4) 10:00 **ACTION - Proposed Uses of One-Time FY06 Revenue** *(continued)*:

- D. Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Sherer)
- E. Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Levchenko)
- F. Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Planell)
- G. Special appropriations to the MNCPPC's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Michaelson)
- H. Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Michaelson)

10:50 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Resolution to establish public hearing on April 18, 2006 at 1:30 pm for the amendment to the Master Plan for Historic Preservation: Higgins Tavern (Arthur)

10:55 **LEGISLATIVE SESSION Day # 9**

- A. Approval of Legislative Journal: January 31, February 7, and 14, 2006 (Lauer)
- B. Introduction of Bills:
  - (5.1) • **Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal, sponsored by Councilmembers Knapp and Denis (Healy)  
*Public Hearing is scheduled for 4/20/06 at 7:30 pm.*

11:00 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (6) • Department of Liquor Control PS (Ferber)
- (7) • Correction and Rehabilitation (McMillan)
- (8) • Integrated Justice Information System (IJIS) PS/MFP (McMillan)
- (9) • Police PS (McMillan)
- (10) • Fire and Rescue/Police joint projects (McMillan/Davidson)
- (11) • Fire and Rescue (Davidson)

12:15 **RECESS**

(12) 1:30 **PUBLIC HEARING** - Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center (Source: GO Bonds)(Levchenko)  
*ED Committee worksession tentatively scheduled for 3/23/06.*

(13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-06, Off-Street Parking - RE-200 and RE-1 Zones (Wilson)  
*PHED Committee worksession tentatively scheduled for 4/3/06.*

(14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery College's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project (Source: Federal Aid) (Sherer)

**2:00 WORKSESSION - FY07-12 Capital Improvements Program:**

- |      |   |      |             |
|------|---|------|-------------|
| (15) | • Washington Suburban Sanitary Commission | T&E  | (Levchenko) |
| (16) | • Montgomery College                      | ED   | (Sherer)    |
| (17) | • Department of Health and Human Services | HHS  | (Planell)   |
| (18) | • Recreation                              | PHED | (Sherer)    |
| (19) | • General Government projects             |      | (Ferber)    |
| (20) | • Cost Sharing-MCG: Adventist Hospital    |      | (Ferber)    |

**4:30 ADJOURN**

**6:30 Meeting with Maryland Municipal League (3rd floor Council Conference Room)**

(21) 7:30 **PUBLIC HEARING by T&E Committee** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*T&E Committee worksession tentatively scheduled for 3/30/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 21, 2006:**

Adult Public Guardianship Review Board: Linda Anderson, Judith R. Bernstein, Ellen B. Franks, Barry Gorman

Commission on Health: Barbara Aranda-Naranjo

County-wide Recreation Advisory Board: Emilio Cecchi, James A. Erickson, Noah Grosfeld-Katz, George Tarrico

Telecommunications Advisory Committee: Maxine Hillary

Western Area Recreation Advisory Board: James Krzyminski, David Magill, Coblens H. Scherr, Bette C. Thompson

### **FUTURE COUNCIL MEETINGS**

**County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.**

**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Mar 20, 2006</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 21, 2006</b>	<b>9:30 am</b>	<b>Regular Session</b>
<b>Mar 27, 2006</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Mar 28, 2006</b>	<b>9:30 am</b>	<b>Regular Session</b>
<b>Apr 3, 2006</b>	<b>12:30 pm</b>	<b>State Legislation</b>
<b>Apr 4, 2006</b>	<b>9:30 am</b>	<b>Regular Session and Council Worksession-Damascus M.P.</b>
<b>Apr 18, 2006</b>	<b>9:30 am</b>	<b>Regular Session</b>
<b>Apr 25, 2006</b>	<b>9:30 am</b>	<b>Regular Session</b>

### **FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

#### **March 14, 2006**

1:30 pm ZTA 06-06, Off-Street Parking - RE-200 and RE 1 Zones

1:30 pm Supplemental appropriation to the MC's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project

1:30 pm Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center

7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

#### **March 21, 2006**

1:30 pm Supplemental appropriation to the MC's FY06 Capital Budget and amendments to the FY05-10 CIP - \$1,390,000 for Takoma Park/Silver Spring Parking Garage

1:30 pm Supplemental appropriation to the County Government's FY06 Capital Budget, DPWT - \$472,000 for Elevator Modernization in Council Office Building

7:30 pm Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement

#### **March 28, 2006**

1:30 pm Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:

- \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative
- \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space

1:30 pm Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms

1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, DHCA - \$4,000,000 for Montgomery Housing Initiative Fund

#### **April 4, 2006**

1:30 pm ZTA 06-07, Farm Building Supplies and Construction - C-1 Zone

#### **April 5, 2006**

1:30 pm FY07 Operating Budgets

7:00 pm FY07 Operating Budgets

#### **April 6, 2006**

7:00 pm FY07 Operating Budgets

#### **April 17, 2006**

7:00 pm FY07 Operating Budgets

#### **April 18, 2006**

7:00 pm FY07 Operating Budgets



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### ADDENDUM

Tuesday, March 14, 2006

(3) 9:55 CONSENT CALENDAR

Add: H. Action - Resolution to deny an amendment to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Derwood Bible Church multi-use system (Levchenko)

10:55 LEGISLATIVE SESSION Day # 9

B. Introduction of Bills:

- (5.1)
- Expedited Bill 4-06, Commission on Human Rights - Discrimination in Housing - Repeal, sponsored by Councilmembers Knapp and Denis (Healy)  
Public Hearing is scheduled for 4/25/06 at 7:30 pm.

DATE CHANGE: